



Duronda Smith
Operations Project Manager
BP America, Inc

1701 Summit Avenue, Suite 2
Plano, TX 75074
Phone: 972-509-7001
Cell: 214-435-0587
Fax: 972-422-6450
E-mail: smithd92@bp.com

November 30, 2011

Mr. Robert Richards, Assistant Regional Counsel
Office of Regional Counsel
U. S. Environmental Protection Agency, Region 7
901 North 5th Street
Kansas City, Kansas 66101



RE: Request for Information Pursuant to Section 104(e) of CERCLA for Former Lyons Diecasting Facility Site, Buckner, MO // To: Atlantic Richfield Company

Dear Mr. Richards:

This letter constitutes the initial response ("Response") of Atlantic Richfield Company ("ATC"), a wholly owned subsidiary of BP America Inc. to the United States Environmental Protection Agency's ("EPA") letter and Request for Information ("Request"). EPA is seeking information regarding the Former Lyons Diecasting Facility Site, Buckner, Missouri, pursuant to Section 104(e) of the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA").

First, we performed an internal search of our records based on the site location. We then ordered the records from offsite storage and reviewed those records. In our research of the records we found only one document that references relocating the pipe line at that location to accommodate a building addition in SW/4 Section 18-50N-29W with the date of April 28, 1967, and the Lyons Diecasting Facility is referenced. This document is enclosed (KANS-MO. STATE LINE – CARROLLTON).

GENERAL OBJECTIONS

BP's Response is subject to the following general objections ("General Objections"):

- A. To the extent that information submitted herein is not required by law or is otherwise outside the scope of USEPA's 104(e) authority, that information is voluntarily submitted and BP waives no rights or protections for information it voluntarily submits. Nothing in BP's Response to this Request shall constitute an admission of liability for the Site. BP and its parent, subsidiary and affiliate corporations reserve the right to contest any allegations made against BP or its parent, subsidiary or affiliate corporations regarding this Site by any person or entity.
- B. BP objects generally to the Request insofar as it seeks information that is beyond the scope of CERCLA Section 104(e) or is protected by the attorney-client privilege, the attorney work



product doctrine, protection for trade secrets and other confidential business information, or any other privilege. By responding to this Request, BP does not intend to waive any applicable privileges, including but not limited to the attorney-client and the attorney work product privileges.

- C. BP objects to the Request as overbroad and unduly burdensome to the extent it seeks to impose an obligation to search and obtain information from any source of information that may be available, including sources in the public domain (such as public libraries, public document repositories, and the files of any branch of the federal, state or local government) as well as other sources that are not in BP's possession, custody or control.
- D. BP objects to USEPA's definition of "Respondent" and "you" in the Request, as the terms are overbroad and it is not possible for BP to answer questions on behalf of all persons thereby defined.
- E. BP objects to Request to the extent it uses undefined terms that are overbroad, vague, ambiguous, or seek information that is irrelevant or unduly burdensome to provide, as such requests exceed USEPA's statutory authority under CERCLA and may contravene BP's constitutional rights.
- F. BP objects to the Request to the extent it calls for BP to make a legal conclusion concerning BP's potential liability under CERCLA for the Site.

Subject to and without waiving these objections, BP has made every effort to provide USEPA with the information it seeks to the extent that such information is relevant to the Site, reasonably available to BP, and within the scope of information that USEPA has authority to seek under CERCLA 104(e). The information provided in this Response is not solely within my personal knowledge, but has been assembled after due inquiry and good faith efforts by various persons with relevant knowledge. BP retains the right to supplement this Response should additional documentation be discovered that is responsible to the Request.

ENCLOSURE C QUESTIONS

Please provide the following information:

1. Identify the person(s) answering these questions.
2. During what period of time did you own the Site?
3. Describe the details of your acquisition of the real property, personal property, and/or business operations at the Site. Provide a copy of the purchase document or documents showing what aspects of the former operation you purchased and from whom.
4. During what period of time did you operate at the Site?
5. Where on the property did you operate at the Site? (Show on enclosed map.)
6. What type of operations did you perform at the Site? Describe these operations in detail, including types of and name of manufacturer of machinery and operating plant used.
7. Did you ever have any above or below ground tanks at the Site? If so, describe what was stored in the tanks, the size of the tanks, and the disposition of the tanks, contents of the tanks, and any cleanup activities related to the tanks.

8. Did you ever use polychlorinated biphenyls (PCBs) at the Site? If so, describe how the PCBs were used, including mixtures with any other substances.
9. If PCBs were used at the Site, describe how the PCBs were disposed.
10. Provide copies of documents in your possession related to the operations at the Site involving PCBs or tanks, including, but not limited to licenses, permits, and correspondence.
11. When was the Site sold by you and to whom? Provide documentation on the sale of the Site.
12. What is your relationship to Sinclair Pipe Line Co., a Delaware corporation that owned the Site from December 31, 1950, to June 1, 1953? Describe the corporate history of mergers or acquisitions between you and Sinclair Pipe Line Co.
13. Have you ever been deemed a CERCLA-potentially responsible party or RCRA responsible party at any other compressor or pipeline site where PCBs were used? If so, describe name, location, and details of your responsibility at the site.
14. Did you conduct any environmental investigation of the Site before your purchase of the Site or at any other time? If so, provide a copy of the results of this investigation.
15. Identify any individuals who may have knowledge of any facts called for in this information request and include a brief description of the general area of knowledge for each individual.
16. Describe all records, currently or formerly in your possession relating to the information requested in this information request. Identify the current custodian of these records and the location of the records. If any of these records have been destroyed, state the date and methods of such destruction.
17. Identify the person to whom EPA should address any future correspondence to you regarding this matter.
18. If you are withholding any information or documents on the basis of attorney work-product, attorney client privilege or any other privilege, provide a complete privilege log identifying each piece of information or document believed to be privileged, and the basis of the privilege, identify the individuals who made such determinations and the information that each individual specifically reviewed; if only portions of documents are claimed as privileged, provide the document with the privileged portion redacted.
19. Identify the locations where you have searched for records. Identify any archives where records or documents are located that pertain to matters inquired about in this Information Request and describe briefly the kinds of records that each archive is expected to have and provide the name, address, telephone number and e-mail address of the Point of Contact for permission to access these records or documents.
20. If you have any reason to believe that there may be persons able to provide a more detailed or complete response to any questions contained herein, or who may be able to provide additional responsive documents, identify such persons, how they may be contacted, and the additional information or documents that they may have.

ENCLOSURE C ANSWERS

Response to Question 1

Duronda Smith, on behalf of Atlantic Richfield Company

Response to Question 2

Sinclair Refining - 1936-1950 by deed

Sinclair Pipeline - 1950 – 1953 (Lyons Diecasting Co. began operating at this Site in 1953) No assignment or conveyance information found in our records.

Sinclair Refining and Sinclair Pipeline are predecessors to Atlantic Richfield Company.

Response to Question 3

Did not find this information in our records.

Response to Question 4

Between 1936 and 1953

Response to Question 5

Sinclair Refining and Sinclair Pipeline operated a crude oil pipeline just to the north side of the railroad right of way running through the Site in an east-west direction.

Response to Question 6

Crude oil pipeline operations. No information found in our records indicating equipment manufacturing information.

Response to Question 7

We have no records of any above or below ground storage tanks. An eight (8) inch crude oil pipeline ran through the Site.

Response to Question 8

No record of any PCB use at the Site.

Response to Question 9

Not applicable.

Response to Question 10

Not applicable.

Response to Question 11

No records of the sale of this property were found in our records. Anecdotal evidence suggests that the Site was sold to Lyons Diecasting in 1953. Further information can be provided from local

land records, but those records are not in our custody or control.

Response to Question 12

On March 4, 1969, Sinclair Oil Corporation, merged into Atlantic Richfield Company. In 2000, Atlantic Richfield Company merged with BP America Inc. (a/k/a BP)

Response to Question 13

Not to my knowledge.

Response to Question 14

Not to my knowledge.

Response to Question 15

None known.

Response to Question 16

Atlantic Richfield Company has had no involvement in this site for more than 50 years, so Atlantic Richfield Company has very limited records available for this site. Atlantic Richfield Company performed an internal records search and reviewed the records that were located. Atlantic Richfield Company stores these records at Iron Mountain – Chicago, although Atlantic Richfield Company owns these records.

Response to Question 17

Duronda Smith

Response to Question 18

None to my knowledge.

Response to Question 19

Atlantic Richfield Company searched its internal records and records databases, utilizing its normal processes and procedures. This question was answered by Felton Campbell.

Response to Question 20

None to my knowledge.

Sincerely,



Duronda Smith, Operations Project Manager
1701 Summit, Suite 2
Plano, Texas 75074
214-435-0587

KANS-MO. STATE LINE - CARROLLTON
8" P.F.L.
Jackson County, Missouri

Series 5716 (Old Series 18)

District 5716

137 (429)

Land in W/2 SW/4
Sec. 18-50N-29W

John Costello
Mary Costello
Winnie Costello
Catherine Costello
(Recorded Book
255, Page 144)

September 13, 1904 \$ 18.50 All lines in full

Lyons Dismasting
Company

Reloc line to accommodate
building addition in SW/4
Sec. 18-50N-29W, Jackson
County, Missouri.
Apr. 28, 1967

See File: J 24 L 1
(UD 652)

DAMAGES:

May 20, 1921 Constrn Dam #7-8" \$ 35.00 John Costello